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FACSIMILE TRANSMISSION COVER SHEET

CETITIONS OFFICE

TO:

U.S. Patent and Trademark Office

FACSIMILE NO.:

(703) 308-6916

Office of Petitions

TELEPHONE NO .:

FROM:

Richard A. Nebb

DATE:

RE:

February 8, 2002

PAGES:

4 (including cover)

OUR REF. NO.: 498.02

U.S. Patent Application No. 09/925,896

INFORMATION ROUTING

COMMENTS:

Please see attached letter and attachments.

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Hard Copy To Follow: _Yes x_No

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February 8, 2002

Richard A. Nebb (415) 705-6380 Direct mebb@dergnoah.com

PATENTS, TRADEMARKS, CONVRIGHTS, TRADE SECRETS, LITERATION AND COUNSELING

VIA FACSIMILE (703) 308-6916

OFFICE OF PETITIONS Commissioner for Patents Washington, D.C. 20231

Re-

U.S. Patent Application S.N. 09/925,896

INFORMATION ROUTING
Petition to Correct Inventorship

Our File No. 498.02

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مناللات الاستار

Dear Sir:

The attached pages show <u>corrections</u> to pages 1 and 3 of the Petition to Correct Inventorship filed with the U.S. Patent Office on November 16, 2001, by the undersigned.

Please contact the undersigned with any questions in this regard.

Very truly yours,

DERGOSITS & NOAH LLP

Richard A. Nebb

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RAN:ljm Enclosures

PATENT
Attorney Docket 498.02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:) Group Art Unit: 2151	FEB 🚅 8 2002
Jacoby M. Thwaites) Examiner: unknown	
C9 Serial No. 28 7925,896)) PETITION TO CORRECT I	
Filed: August 9, 2001) PURSUANT TO 37 CFR §1.4)	RECEIVED
For: INFORMATION ROUTING) 	FEB 1 3 2002
·	CERTIFICATE OF M	
	thereby certify that the correspondence enclosed herein is being deposited as first class mall with the United States Postal Service on this date N 15-700 to an envelope addressed to: Commissioner for Parents, Washington, D.C. 20231.	
Commissioner for Patents	Dieline Van	Control of the Contro
Washington, D.C. 20231	Carcifot Pfahl	

Sir:

Applicant hereby petitions pursuant to 37 CFR § 1.48(a) to correct the inventorship of the above-identified application to identify Bimal Patel as a joint inventor. The error in inventorship occurred without any deceptive intent on the part of the inventors.

Included with this petition are: (1) the verified statement of Bimal Patel, the omitted inventor (Exhibit 1); (2) a new declaration by the joint inventors in accord with 37 CFR § 1.63 (Exhibit 2); (3) the written consent of assignee in accord with 37 CFR § 3.73(b) (Exhibit 3); and (4) the fee set forth in 37 CFR § 1.17(i).

I. Statement of Facts

Applicant first filed a patent application for the present subject matter on August 9, 2000 in the United Kingdom (App. No. 0019625.3). A certified copy of the U.K. patent application is being submitted under separate cover concurrently with this petition. The U.K. patent application was prepared on the instructions of Mr. Jacoby Thwaites, who was identified as an



without deceptive intent. Applicants have upon review of the U.S. application as filed determined that Messrs. Thwaites and Patel are co-inventors of certain subject matter of the present application. In accordance with 37 CFR § 1.48(a)(1), we are attaching a declaration from Mr. We declaring that the claims prepared and filed by U.S. patent counsel include subject matter which was invented by him, and that the error in inventorship occurred without deceptive intention on his part. (Exhibit 1).

We have also attached a supplemental declaration of the joint inventors as required by 37 CFR § 1.63 (Exhibit 2), and the written consent of the assignee (Exhibit 3).

Based on this timely filed request, the application should be amended to recite the correct inventorship as described herein.

III. Conclusion

For all of the foregoing reasons, applicant respectfully requests that this petition to correct inventorship be granted by amending the subject application to add **X* as a joint inventor.

Binal Patel

Respectfully submitted,

DERGOSITS & NOAH LLP

11

Richard A. Nebl

Reg. No. 33,540

Please send all correspondence to:

Dergosits & Noah LLP Four Embarcadero Center, Suite 1150 San Francisco, California 94111 (415) 705-6377

Please refer to Attorney Docket No. 498.02
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